

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

FUNKE *et al.*

Appl. No.: 10/578,512

§ 371(c) Date: April 5, 2007

For: **Active Agent Combinations with
Insecticidal and Acaricidal
Properties**

Confirmation No.: 4985

Art Unit: 1616

Examiner: Pak, John D.

Atty. Docket: 2400.0370000/RWE/PDL

Reply to Restriction Requirement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated February 15, 2011, Applicants hereby provisionally elect the invention of alleged Group II, drawn to a combination of abamectin and a formula II-1 compound. Claims 15-17, 20, 24-25, 61-63 and 70-72 read on alleged Group II. This election is made **with traverse**.

Applicants further elect compound II-1-4 as a single disclosed species of the compound of formula II-1. Claims 15-17, 20, 24-25 and 70-72 read on the elected species. This election is made **with traverse**.

These elections are made without prejudice to or disclaimer of the other claims or inventions disclosed.

It is stated:

[U]nity of invention exists only when there is a technical relationship among the claimed inventions involving one or more of the same or corresponding special technical features. The expression 'special technical features' is defined as meaning those technical features that define a contribution which each of the inventions, considered as a whole, makes over the prior art. The 'contribution over the prior art' is considered with